

# The Orissa Gazette



EXTRAORDINARY

PUBLISHED BY AUTHORITY

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No. 1808 CUTTACK, SATURDAY, SEPTEMBER 29, 2007 /ASWINA 7, 1929

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No. 16150—X-SME(P)-39/2007-SME.

**GOVERNMENT OF ORISSA**

**DEPARTMENT OF SCHOOL & MASS EDUCATION**

**RESOLUTION**

The 30th July 2007

**SUBJECT**—Authorisation for sanction of pensionary benefits in favour of the retired employees of the taken-over High School who consequent upon becoming Government Servants promoted to the rank of OES-II( SB) and above, by the Controller of Accounts Orissa, Bhubaneswar.

Consequent upon taking over the management of all Non-Government fully aided High Schools by Government with effect from 7th June 1994 the approved teaching and non-teaching staff working therein have been declared as Government servant from the date of taken over the management, in School & Mass Education Department Resolution No. 38522—VIII-SM(M)-3/1994-SME., dated the 16th December 1994. The said Resolution contains the decision that the pensionary and other retirement benefits admissible to State Government servants shall be admissible to such employees for the period of their service under Government with effect from the date of taken over. The remaining aided service shall be governed by the Orissa Aided Educational Institutions Employees Retirement Benefit Rules, 1981.

2. In order to avoid undue delay for payment of retirement pensionary benefits by observing above dual authorisation one for Government service and other for Non-Government period of service. It has been decided by Government in School & Mass Education Department Resolution No. 2355, dated the 25th January 2000 that the Controller of Accounts, Orissa, Bhubaneswar will issue authorisation of pension and other retirement benefits in favour of the employees of the taken over High Schools in respect of their services rendered under Government in addition to their services rendered during aided period under the provisions of relevant Rules pending amendment to Rule 3 of O. C. S. (Pension) Rules, 1992 and S. R. 277 (a) of Orissa Treasury Code by Finance Department.

3. In view of the above decision of Government the Controller of Accounts, Orissa, Bhubaneswar is authorised to issue necessary authorisation for pension and pensionary benefits in favour of retired employees of the taken over High Schools who consequent upon becoming Government servants and even promoted to the rank of Class-II (SB) and above, after receipt of the proposal from the concerned Pension Sanctioning Authorities by observing following formalities-

(a) The employees of such taken over High Schools shall be guided by two sets of Rules i.e. till 6th June 1994 by the Orissa Aided Educational Institutions Employees Retirement Benefits Rules, 1981 and from the 7th June 1994 by O.C.S. (Pension) Rules, 1992.

(b) The minimum and maximum years of qualifying service for the purpose of pension will be determined by taking the total qualifying service under the Aided Institution and the Government taken together.

(c) The total qualifying service will be 33 years and the same will be exhibited separately. The computation of maximum 33 years of service will be made by taking the Government service first and then the service of Non-Government (Aided) Institutions.

(d) Application for sanction of pensionary benefits shall be made in Form Nos.4 and 4(A) as prescribed in the erstwhile Education Department O. & M. No. 26670 dated the 28th May 1991.

(e) The commutation of Pension will be applicable to such employees on the portion of Government pension only in accordance with the provision of O. C. S. (Commutation of Pension) Rules, 1992.

(f) The D.C.R.G. in respect of such employees shall be allowed as per the provisions of the Orissa Aided Educational Institutions Employees Retirement Benefits Rules, 1981 for the period of service rendered under the Aided Educational Institutions and under the O.C.S. (Pension) Rules, 1992 for the period of service rendered under Government.

(g) Unutilised Leave Salary if any will be admissible in favour of the above category of employees taking into consideration of unutilised Earned Leave at their credit for the period of their service rendered under Government only in terms of Finance Department Office Memorandum No. 60319/F., dated the 28th November 1977, read with Finance Department Office Memorandum No.45439/F., dated the 27th September 2002.

(h) This has been concurred in by Finance Department in their U.O.R. No 170 CS-III., dated the 9th August 2006.

ORDER— Ordered that the Resolution be published in the *Orissa Gazette*.

By order of the Governor

S. C. PATTNAIK

Commissioner-cum-Secretary to Government